

BILL NO. Z-72-06-11

ZONING MAP ORDINANCE NO. Z- *Defeated*

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. D-1.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an B1A District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. D-1 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Survey of a parcel of land situated in the W 1/2 of the East 1/2 of the N W 1/4 of Section 7, Township 30 North, Range 13 East, Allen County Ind. described as follows, to-wit: Commencing at a point 14 feet West of the S.W. corner of Lot No. 8 White's Second Addition to Fort Wayne; thence North on a line parallel with the West line of said Lot number 8, White's Second Addition, 150 feet; thence West on line parallel with Winch Street, in Winch's 3rd Addition, 140 feet to Wabash Avenue; thence South along the East line of said Wabash Avenue, 150 feet to the North line of Winch Street; thence East along the North line of Winch Street to the place of beginning, except the North 40 feet thereof and except the South 40 feet thereof, being the property located at 1225 Wabash Avenue, Fort Wayne, Indiana.

As described by Deed book # 641, Page # 601.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and legal publication thereof.

*Eugene Kraus*  
\_\_\_\_\_  
Councilman

APPROVED AS TO FORM  
AND LEGALITY,

*Frank S. Reh*  
\_\_\_\_\_  
CITY ATTORNEY

Read the first time in full and on motion by Kraus seconded by Hinga and duly adopted, read the second time by title and referred to the Committee on Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: June 13, 1972

Chuck W. Stierman  
CITY CLERK

Read the third time in full and on motion by Kraus seconded by Talarico and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

AYES 7, NAYS 5, ABSTAINED 0, ABSENT 1 to-wit:

Burns	<u>✓</u>	_____	_____	_____
Hinga	_____	_____	_____	<u>✓</u>
Kraus	_____	<u>✓</u>	_____	_____
Nuckols	<u>✓</u>	<u>✓</u>	_____	_____
Moses	_____	<u>✓</u>	_____	_____
Schmidt, D.	<u>✓</u>	_____	_____	_____
Schmidt, V.	_____	<u>✓</u>	_____	_____
Stier	<u>✓</u>	<u>✓</u>	_____	_____
Talarico	<u>✓</u>	•	_____	_____

Date 8-8-72

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_.

ATTEST: (SEAL)

CITY CLERK

John Shuck  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_-at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_\_-at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ m., E.S.T.

MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on June 13, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-06-11; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on July 17, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held July 24, 1972.

Certified and signed this  
26th day of July, 1972.

  
\_\_\_\_\_  
George Roser  
Secretary

Bill No. Z-72-06-11

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. D-1

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do Not PASS. C

Eugene Kraus, Jr., Chairman

James S. Stier - Vice-Chairman

William T. Hinga

Paul "Mike" Burns

Vivian G. Schmidt

Eugene Kraush.

Paul H. Lyons

Vivian G. Schmidt

88-724 CONCURRED IN

DATE 8-9 CHARLES W. WESTERMAN, CITY CLERK

## RECEIPT

Nº 138

GENERAL FUND

FT. WAYNE, IND.

May 19 1972

RECEIVED FROM

J.W. Williams — \$ 50 00

THE SUM OF

Fifty — 5 00 DOLLARS

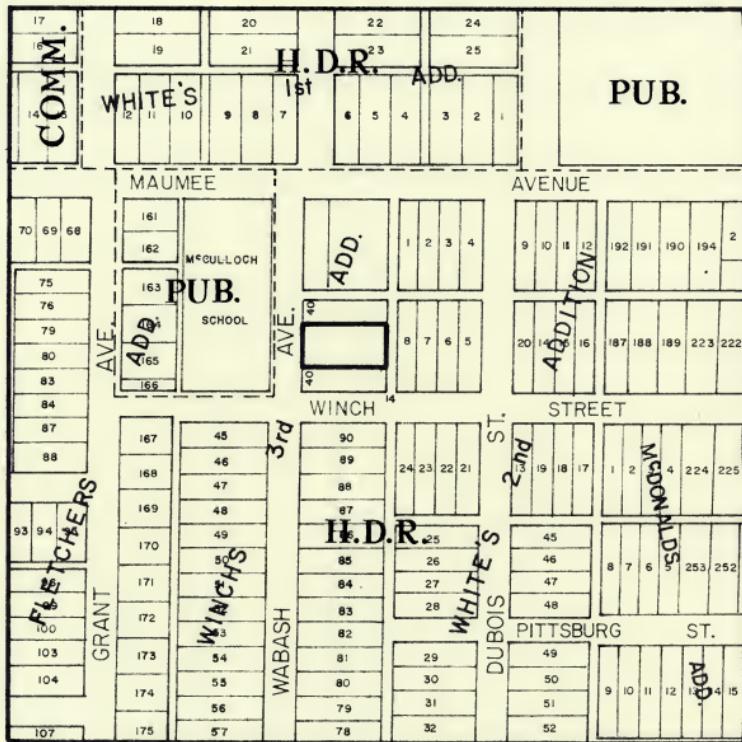
ON ACCOUNT OF

14 W. 9th St. Con of Lot 8 - White 2nd Add.Resone —H. Hartman

AUTHORIZED SIGNATURE

### 'C'-CHANGE FROM R2 to BIA

Z-72-06-11



## PROPOSED LAND USE MAP

**COMM. - COMMERCIAL**

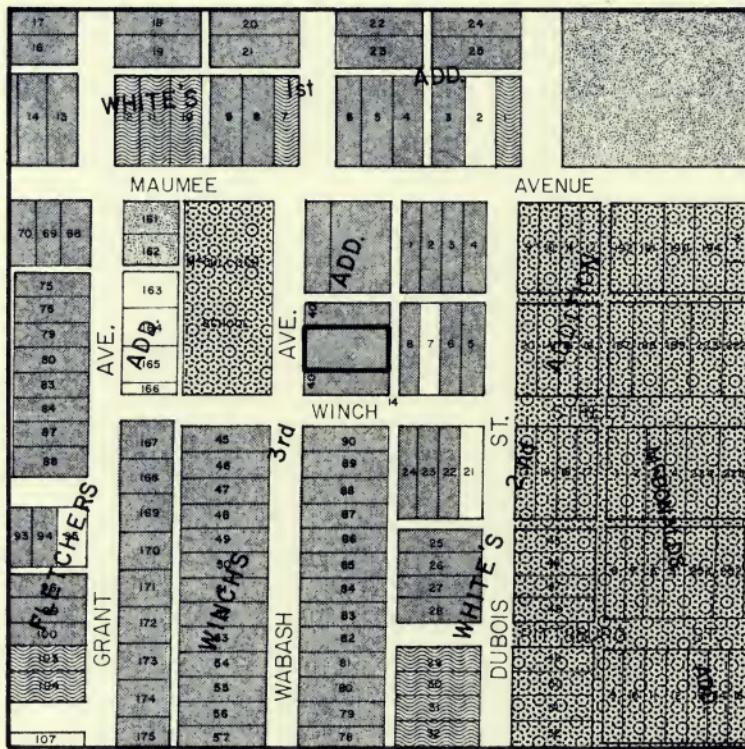
## H.D.R. - HIGH DENSITY RESIDENTIAL

## **PUB. - PUBLIC AND SEMI-PUBLIC**

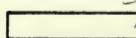
PAGE D - I

Z-72-06-11

DATE 5-19-72 MDS



## EXISTING LAND USE MAP

 - VACANT LAND

 - LOW DENSITY RESIDENTIAL

 - COMMERCIAL

 - RECREATIONAL

 - EDUCATIONAL

CITY PLAN COMMISSION  
City-County Building  
One Main Street  
Fort Wayne, Indiana

July 3, 1972

NOTICE OF PUBLIC HEARING ON ZONING AMENDMENT

You are hereby notified that the City Plan Commission will conduct a public hearing at 7:30 P.M. EST in the Council Chambers, First Floor of the City-County Building, on July 17, 1972, on a proposed amendment to the Zoning Ordinance of the City of Fort Wayne, Indiana, which proposes to change the following described real estate from an "R2" District, Two Family Residential, to an "BIA" District, Limited Business.

A tract of land bounded on the east by an alley, bounded on the west by Wabash Ave., approximately 40 feet north of Winch Street.

All interested persons are invited to appear and be heard. Any written material may be submitted to the Plan Commission Office prior to the hearing.

No objection to above  
J. M. S. Myres

## PETITION FOR ZONING ORDINANCE AMENDMENT

Receipt No. \_\_\_\_\_

TO: COMMON COUNCIL OF THE  
CITY OF FORT WAYNE, INDIANA

Date Filed \_\_\_\_\_

Intended Use \_\_\_\_\_

I/We Mr. & Mrs. J. W. Williams  
(Applicant's Name or Names)do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an R2 District to a/an BIA District the property described as follows:

Survey of a parcel of land situated in the 1/4 of the E 1/4 of the NW 1/4 of Section 7, Township 30 North, Range 13 East, Allen County Ind. described as follows, to-wit: Commencing at a point 1/4 feet West of the S.W. corner of Lot No. 8 White's Second Addition to Fort Wayne; thence North on a line parallel with the West line of said Lot number 8, White's Second Addition, 150 feet; thence West on line parallel with Winch Street, in Winch's 3rd Addition, 140 feet to Wabash Avenue; thence South along the East line of said Wabash Avenue, 150 feet to the North line of Winch Street; thence East along the North line of Winch Street to the place of beginning, except the North 40 feet thereof and except the South 40 feet thereof, being the property located at 1225 Wabash Avenue, Fort Wayne, Indiana. As described by Deed book # 641, Page # 601.

## (Legal Description)

A tract of land bounded on the east by an alley, bounded on the West by Wabash Ave., bounded on the south by a line 40' north of and parallel to the north right-of-way of Winch St., bounded on the north by a line 110' north of and parallel to the north right-of-way of Winch St.

## (General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Mr. & Mrs. J. W. Williams 1225 Wabash J. W. Williams  
Samella Williams 1225 Wabash Samella Williams  
Mr. & Mrs. J. Johnson 1231 Wabash Ave Mr. & Mrs. J. Johnson  
Mrs. Mrs. Eligrayorg 1217 Wabash Connie Young  
 (Name) (Address) (Signature)

Legal Description Checked By: Connie Young for Ron Bora May 23, 1972  
 (City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the Office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Mrs. Samella Williams 1225 Wabash Avenue 433-6913  
 (Name) (Address) (Telephone Number)

City Plan Commission, City-County Building, Room 800, One Main Street,  
 Fort Wayne, Indiana 46802 Telephone Number 423-7571

CITY PLAN COMMISSION  
City-County Building  
One Main Street  
Fort Wayne, Indiana

Mr. Ralph Blume  
344 Utility Building  
Fort Wayne, Indiana 46802

Dear Ralph:

The forwarding of this petition to rezone was delayed because of the existing requirement for a thorough check of the description by the City Engineering Department.

We received this petition on May 19, 1972.

It would be appreciated if this petition could be assigned a Bill Number in the order that the request came to us.

Sincerely,

CITY PLAN COMMISSION

*Marshall Snyder*  
Marshall Snyder  
Draftsman

MS:mo